**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN**
**&**
**THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR**

**MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929**

**MACA.No. 2208 of 2007**
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**APPELLANT/PETITIONER**
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**SANTHOSH M., S/O. BALAKRISHNAN,**
**AGED 25 YEARS, RESIDING AT PULLALAYIL HOUSE,**
**KALLITHODI P.O., FEROKE.**

**BY ADV. SMT.K.V.RESHMI**

**RESPONDENTS: RESPONDENTS**
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**1. VIJAYAN, S/O. SANKARA NARAYANAN,**
**THRIKKADERI AUTOMOBILES, G.B.ROAD, PALAKKAD.**
**(OWNER OF THE BUS NO.KL-9/D 7707).**

**2. THE UNITED INDIA INSURANCE CO. LTD.,**
**DIVISIONAL OFFICE, WHITE LINES BUILDING,**
**KALLAI ROAD, KOZHIKODE.**
**(INSURER OF THE BUS NO.KL-9/D 7707 AND**
**AUTORICKSHAW NO.KL-11/A 5946).**

**BY**

**THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**K.S.RADHAKRISHNAN & T.R.RAMACHANDRAN NAIR, JJ.**

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**M.A.C.A.No.2208 OF 2007**

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Dated this the 3rd day of December, 2007

**JUDGMENT**

Radhakrishnan, J.

There is a delay of 180 days in filing the appeal. The question is whether the compensation amount awarded by the Tribunal is just and proper. Petitioner claimed Rs. 6000/- as monthly salary. no documents were produced in support of his claim for salary. Rs. 1800/- was taken as monthly income by the Tribunal and a sum of Rs. 5,400/- was awarded as a loss of earning for 3 months. Considering the age and income of the petitioner, Tribunal granted Rs. 15,552/- as disability compensation. Reasonable amount was also granted on all other heads. No oral evidence was adduced. In such circumstances, we find no reason to interfere with the order of the Tribunal. Appeal is dismissed.

**K.S.RADHAKRISHNAN**
**JUDGE**

**T.R.RAMACHANDRAN NAIR**
**JUDGE**

sv.